

REMARKS

The applicant provides the following remarks which address each concern raised by the office in the non-final communication mailed December 4, 2004.

Cancellation of Claims. The applicant has canceled without prejudice 2, 3, 4, 6, 7, 8, 9, 10, and 11 solely to expedient the examination of the application and to accept allowance of certain claims. The applicant does not waive any right to have these canceled claims or other claims as the applicant may later present examined in subsequently filed continuation, division, continuation-in-part, or similar continuing applications without a reduction in breadth or scope of the invention.

Section 103 Concerns. The applicant has canceled claims 2, 3, 4, 6, 7, 8, 9, 10, and 11 which makes moot the Section 102 Concerns raised by the office.

Allowable Subject Matter. The office allowed claim 1. Claim 5 and claim 12 were found to be allowable subject to amendment as set out above.

The applicant has amended claim 5 so as to depend from claim 1 as suggested by the examiner, and has amended claim 12 to replace the language “comprises at least eight consecutive residues” with the language “consists of”, as suggested by the examiner.

The applicant respectfully requests entry of the amendments to claims 5 and 12 and an allowance of each of claims 5 and 12 at the examiner’s earliest convenience.

CONCLUSION

The applicant has canceled claims 2, 3, 4, 6, 7, 8, 9, 10, and 11 without prejudice and has amended claims 5 and 12 as suggested by the examiner. The applicant respectfully request reconsideration of claims 5 and 12 in view of the amendments made and allowance of claims 1, 5 and 12.

Dated this 4 day of March, 2004

Respectfully Submitted,

CR MILES, P.C.

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